

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

SAMUEL V. AVILA,

Plaintiff,

VS.

FEDERAL NATIONAL MORTGAGE
ASSOCIATION,

Defendant.

Case No. 2:13-cv-00569-GMN-GWF

ORDER

This matter is before the Court on Defendant's Motion to Strike Complaint or Alternatively to Stay Discovery Pending a Ruling on Defendant's Motion to Dismiss (#20), filed on September 9, 2013. Plaintiff did not file a response to this motion. Based on the fact that Defendant's Motion to Dismiss (#5), which has been fully briefed, is awaiting decision by the Court, Plaintiff's non-opposition to the instant motion, and good cause appearing therefor,

IT IS HEREBY ORDERED that Defendant's Motion to Strike Complaint or Alternatively to Stay Discovery Pending a Ruling on Defendant's Motion to Dismiss (#20) is **granted**, in part, as follows: Discovery in this action is hereby stayed pending the decision on Defendant's Motion to Dismiss (#5).

IT IS FURTHER ORDERED that the hearing in this matter currently set for October 7, 2013 at 10:30 A.M. is hereby **vacated**.

DATED this 4th day of October, 2013.

George Foley, Jr.
GEORGE FOLEY, JR.
United States Magistrate Judge